



NOVO NORDISK, INC.
PATENT DEPARTMENT
100 COLLEGE ROAD WEST
PRINCETON NJ 08540

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OFFICE OF PETITIONS

In re Application of
Gerhard Jorgen Darr
Application No. 09/732,398
Filed: December 6, 1998
Attorney Docket No.: 6151.200-US

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed March 30, 2006, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned on April 29, 2004 for failure to timely file a reply to the final Office action mailed January 28, 2004, which set a three (3) month shortened statutory period for reply. Accordingly, a Notice of Abandonment was mailed October 4, 2004.

The Notice of Appeal filed March 30, 2006, with the instant petition, in response to the Final Office Action, has been entered and made of record. Accordingly, the two (2)-month period for filing the Appeal Brief, accompanied by the fee required by law, runs from the date of this decision.

A review of the file reveals that a three month extension of time was filed with the instant petition, however, pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Accordingly, since the \$1020.00 extension of time fee submitted with the petition on March 30, 2006 was subsequent to the maximum period obtainable for reply to the Final Office Action mailed January 28, 2004, this fee is unnecessary and will be credited to counsel's deposit account no. 14-1447.

This matter is being referred to Technology Center 1772 for processing of the Notice of Appeal.

Telephone inquiries concerning this matter should be directed to the undersigned Petitions Attorney at (571) 272-3212.

Patricia Faison-Ball
Senior Petitions Attorney
Office of Petitions